

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Barry Beecroft, on behalf of himself  
and all others similarly situated,

Civil File No. 0:18-cv-02915-NEB-TNL

Plaintiffs,

v.

Comenity Bank and Comenity  
Servicing, LLC,

Defendants.

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**MOTION FOR ADMISSION PRO HAC VICE**

**Case Number:** 0:18-cv-02915-NEB-TNL

**Case Title:** *Barry Beecroft, on behalf of himself and all others similarly situated v. Comenity Bank and Comenity Servicing, LLC.*

**Affidavit of Movant**

I, Jessica L. Klander, an active member in good standing of the bar of the U.S. District Court for the District of Minnesota, request that this Court admit *pro hac vice* Matthew T. Mitchell, an attorney admitted to practice and currently in good standing in the U.S. District Court for the Northern District of Alabama (Bar No. ASB-8674-W65M), but not admitted to the bar of this court, who will be counsel for the Defendants in the case listed above. I am aware that the local rules of this court require that an active Minnesota resident, unless the court grants a motion for a non-Minnesota resident to serve as local counsel, who is a member in good standing of the bar of this court participate in the preparation and presentation of the case listed above, and accept service of all papers served.

Check one of the following:

XX I am a resident of the State of Minnesota, and agree to participate in the preparation and the presentation of the case above and accept service of all papers served as required by LR 83.5(d) (sign and complete information below).

     I am not a resident of the State of Minnesota and hereby move for permission to act as local counsel under LR 83.5(d). I agree to participate in the preparation and the presentation of the case listed above, and accept service of all papers served as required by LR 83.5(d) should my motion for a non-resident to serve as local counsel be granted by the court (sign and complete

information below and attach a completed Motion for Permission for a Non-Resident to Serve as Local Counsel).

Signature: s/ Jessica L. Klander  
MN Attorney License #: 392290

Date: December 5, 2018

**Affidavit of Proposed Admittee**

I, Matthew T. Mitchell, am currently a member in good standing of the U.S. District Court for Northern District of Alabama (Bar No. ASB-8674-W65M), but am not admitted to the bar of this court. I understand that if this Court grants me admission pro hac vice, the moving attorney identified in this motion must participate in the preparation and presentation of the case listed above, and must accept service of all papers served as required by LR 83.5(d). I further understand that the District of Minnesota is an electronic court and that I consent to service required by Fed. R. Civ. P. 5(b) and 77(d) by electronic means and I understand that electronic notice will be in lieu of service by mail.

Signature: s/ Matthew T. Mitchell

Date: December 5, 2018

Typed Name: Matthew T. Mitchell

Attorney License Number: ASB-8674-W65M (issued by the Northern District of Alabama)

Law Firm Name: Burr Forman

Law Firm Address: 420 North 20<sup>th</sup> Street, Suite 3400  
Birmingham, AL 35203

Main phone: 205-458-5250

E-mail address: [mmitchell@burr.com](mailto:mmitchell@burr.com)

This motion must be converted to a PDF and then electronically filed in the case. The Pro Hac Vice motion fee of \$100 must be paid when filing this motion in CM/ECF through Pay.gov. **You will not be able to complete the filing of this motion without paying the motion fee through Pay.gov.** Pay.gov is an electronic system of the U.S. Department of the Treasury that allows users to make secure electronic payments to federal government agencies. Payments can be made directly from a checking or savings account or by using a credit or debit card.

Also please note that if the motion is granted, the newly admitted pro hac vice attorney will be automatically emailed a login and password for CM/ECF.

For questions, please contact the Attorney Admissions Clerk at (651) 848-1100.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document has been forwarded by electronic means via the Court's CM/ECF system on this the 5<sup>th</sup> day of December, 2018:

Mark L. Heaney, Esq.  
Heaney Law Firm, LLC  
601 Carlson Parkway  
Suite 1050  
Minnetonka, MN 55305  
Email: [mark@heaneylaw.com](mailto:mark@heaneylaw.com)

s/ Jessica L. Klander  
Jessica L. Klander